



Nemaha County Board Minutes



May 25, 2011

County of Nemaha, Nebraska
BOARD OF COMMISSIONERS
Commissioner's Chambers
Nemaha County Courthouse, Suite 201
1824 N St Auburn NE

County Board of Commissioners of the County of Nemaha, State of Nebraska met on May 25, 2011, Commissioner's Chambers, Nemaha County Courthouse, Auburn NE for a regular scheduled meeting, Notice of meeting published in the Nemaha County Herald on May 19, 2011. The agenda for the meeting was kept continually current and available for public inspection at the office of Nemaha County Clerk during normal business hours and also on the Nemaha County website. The agenda was held open until one business day prior to the meeting for appearance before the board and items for approval by the Board of Commissioners. The Board of Commissioners has the right to modify the agenda to include items of an emergency nature only at such public meeting.

Meeting Called to Order – Chairman Hutton called the meeting to order at 8:20 a.m. Present for the meeting: Commissioner District 1 Bob Hutton, Commissioner District 2 Dennis Wittmann, Commissioner District 3 Marvin Bohling and County Clerk Joyce Oakley.

Opening Meeting Laws – Chairman Hutton noted the posting of the Open Meeting Poster and the availability of the Open Meeting Handouts to the public.

Visitors present – Dave Swanson, Nemaha County Herald; James Cook; Kent Sutton

Approval of Agenda - Motion by Wittmann, seconded by Bohling to approve the agenda as presented. Roll call vote: Bohling, aye; Hutton, aye; Wittmann, aye.

Approval of Minutes – Motion by Bohling, seconded by Wittmann to approve the May 11, 2011 regular scheduled meeting minutes with no corrections. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.

Claims – Motion by Wittmann, seconded by Bohling to approve the claims for payment as presented by the County Clerk and authorized for payment by the Board of Commissioners. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.

Appointments

8:15 a.m. Daryl Obermeyer & Cindy Newton, ADC updates, Request for FY 2011-2012 Funding – Daryl Obermeyer and Cindy Newton visited with the Board and presented Auburn Development Council updates.

8:30 a.m. Brent Lottmann, Kris Baker, Angelo Ligouri – Discussion regarding prosecuting violators for illegally dumping at the Appliance Furniture Drop Off Site - – Harold Silvey, Chief Deputy Nemaha County Sheriff's Office, Angelo Ligouri, Chief Deputy Nemaha County Attorney, Kris Baker, Chief Auburn Police Department, and Scott Kudrna, Mayor City of Auburn visited with the Board regarding prosecuting violators for illegally dumping of garbage and after hours dumping outside the gate at the Appliance Furniture Drop Off Site. Motion by Bohling, seconded by Wittmann the City of Auburn Law Enforcement will provide enforcement of the city ordinance violation and Nemaha County will provide legal services for prosecution. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.



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9:00 a.m. Lynsey Handley, Tiny Tot's Day Care – regarding encroachment on County Property (Health & Human Service Bldg) for fire escape – Tiny Tot's Day Care owner Lynsey Handley and Deb Reiman visited with the board regarding encroaching on Nemaha County's property at 1908 O Street, Health & Human Service Building. She is requesting an easement to encroach on Nemaha County's property because she is required to build a fire escape to her second level of her building. Handley will prepare an easement for the board to review.

10:00 a.m. Laura Osborne – report NADDA – Laura Osborne, Director for Nemaha Against Drug and Alcohol Abuse visited with the board and provided background information on the NADAA program

10:30 a.m. Marty Fattig – Nemaha County Hospital – ratify purchase “digital mammography system” – Marty Fattig, Director Nemaha County Hospital presented a price quote in the amount of \$362,284.00 for a Hologic Digital Mammography System from Brown's Medical and the additional service agreements for 2 additional years in the amount of \$97,642.00 for a total of \$469,926.00 with the cost of the mammography system and service agreement being paid for with a Leona M. & Harry B. Helmsley Charitable Trust grant. Motion by Bohling, seconded by Wittmann to ratify the purchase of the Hologic Digital Mammography System from Brown's Medical and additional 2 year service agreement in the total amount of \$469,926.00 as recommended by the Nemaha County Hospital Board with the cost of the system and service agreement being paid for by a grant. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.

Action Business

1. Action/Open sealed bids for 1971 P&H Crane – Public notice was published in the Nemaha County Herald on May 5, 2011 and May 12, 2011 to receive sealed bids for 1972 P&H Crane and attachments. The following bids were received and publicly opened: Tim Holthus: Kiesler Clam Shell \$1111.00, hammer & leads \$803.00, Green drag bucket \$251.00, drag bucket \$128.00, crane \$1400.00 (total bid \$3,690.00); Dave Ramsey 2 drag buckets \$101.00, pile driver & leads \$441.00, clam shell without leads \$31.00, crane \$1101.00. Motion by Bohling, seconded by Wittmann to reject all bids. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.

2. Action/Omaha Public Power District Application #154 – proposed single phase underground crossing .25 mile east & 1.5 miles south of Talmage – Motion by Bohling, seconded by Wittmann to approve Omaha Public Power District application #154 for proposed single phase underground crossing .25 mile east & 1.5 miles south of Talmage. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.

3. Action/Application for Road entrance – requested by Loren Davison – Sec. 27-T4N-R14E – Motion by Bohling, seconded by Wittmann to approve application for an additional road entrance for Loren Davison on county road 92, located in Section 27 T4N R14E with Davison to purchase the tube. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, nay.

4. Action/Application 2011-04 for Under Crossing of County Road requested by Bryce Hutton, water line between Sections 21 & 22 T4N R15E - Motion by Wittmann, seconded by Hutton to approve Permit No. 2011-04 'Permit to Perform Work on Public Right of Way' for a water line



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requested by Bryce Hutton between Sections 21 & 22 T4N R15E. Roll call vote: Bohling, aye; Hutton, aye; Wittmann, aye.

5. Action/Fuel Bids for June, 2011 - The following fuel bids for June, 2011 were received: Lueders Petroleum No. 2 Diesel \$3.524, Unleaded \$3.59; Farmers Coop No. 2 Diesel \$3.53, Unleaded \$3.59. Motion by Wittmann, seconded by Bohling to award the fuel bid for the month of June, 2011 to Lueders Petroleum. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.

6. Action/Resolution 2011-20 Lowell E. Hahn Residual Trust (Michael Casey Trustee) subdivision of tract of land Section 2 T5N R12E – Motion by Hutton, seconded by Wittmann to adopt Resolution 2011-20 approving the subdivision of a 6.48 acre tract of land in Section 2 T5N R12E for Lowell E. Hahn Residual Trust. Roll call Vote: Bohling, aye; Hutton, aye; Wittmann, aye.

7. Action/Resolution 2011-21 Judy Koch & Dennis Meyer subdivision of tract of land Section 33 T6N R14E - Motion by Wittmann, seconded by Bohling to adopt Resolution 2011-21 approving the subdivision of a 2.91 acre tract of land in Section 33 T6N R14E for Judy Koch & Dennis Meyer. Roll call Vote: Bohling, aye; Hutton, aye; Wittmann, aye.

8. Action/Application for road entrance requested by Philip Wemhoff Section 21 T6N R15E - Motion by Hutton, seconded by Wittmann to approve application for road entrance for Philip Wemhoff on Kansas Street, located in Section 21 T6N R15E. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.

9. Action/Resolution 2011-22 Correction of Resolution 2011-13 correcting legal description to closing only N ½ of county road 274 located between Section 12 T4N R14E and 7 T4N R15E –Motion by Wittmann, seconded by Bohling to adopt Resolution 2011-22 correcting the legal description in Resolution 2011-13 vacating only N ½ of County road #274 located between Section 12 T4N R14E and Section 7 T4N R15E. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.

10. Action/Appointment Auburn Airport Zoning Authority – Motion by Bohling, seconded by Hutton to appoint Dennis Wittmann to the Auburn Airport Zoning Authority. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.

County Officials Reports/Correspondence

Buildings/Grounds/Property

1. EECBG 09/10-E071 Grant
2. Repainting of sign at Multi-Plex bldg. – remove SE District Hlth, add Nemaha Co. Development Alliance

Equipment/Office Equipment/Furniture

Executive Session*

Road Superintendent/Consultant

Projects/Bridges

1. Fracture Critical Bridge Inspection for C006401215P



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Discussion Items/Correspondence

1. Accumulated compensatory time by county employees (excluding law enforcement and road employees)
2. NACO credit card for internet purchases (requested by County Attorney's Office)
3. Five Rivers RC&D Council Meeting, April 14, 2011

The following claims were approved for payment by the Board of Commissioners and authorize the County Clerk for payment:

General

| | |
|---------------------------|--------------|
| Salaries | \$ 35,673.38 |
| AFLAC, ins | 532.60 |
| Afternooners, me | 103.08 |
| American Lawncare, se | 84.00 |
| Ameritas Life Ins, ret | 5,231.49 |
| As Central, se | 150.00 |
| Baumhover, L, reim | 4.00 |
| Bear Graphics, su | 307.83 |
| Beasterfield, B, reim | 112.73 |
| Black Hills Energy, ut | 20.64 |
| Blaser, Jesse, reim | 144.60 |
| Bohl Plumb Htg, bldg re | 67.37 |
| Cain, James, atty fe | 1,636.00 |
| Conseco Hlth, ins | 31.00 |
| Constellation, ut | 36.47 |
| D&D Comm, se | 138.50 |
| Dept Correct, bd pr | 1,530.64 |
| Discover Bank, garn | 260.94 |
| Edwards Chemicals, su | 325.32 |
| Elliott, Ron, cont | 2,591.75 |
| Gage Co Sheriff, se | 37.62 |
| GE Capital, ma ag | 34.61 |
| Gerdes, Jana, reim | 150.00 |
| Hutton, Bob, mi | 29.58 |
| Johnson Co Ct, se | 9.68 |
| Johnson, Danny, reim | 150.00 |
| Johnson, Diane, reim | 72.44 |
| Kathleen Laughlin, garn | 187.00 |
| Lancaster Co Ct, se | 6.25 |
| Lesoing, Gary, mi | 148.91 |
| Lexisnexis Risk, se | 175.00 |
| Liberty Nat'l, ins | 20.40 |
| Metlife, annt | 11.16 |
| Meyer, Jane, mi, pstg | 211.92 |
| Moyer, Casey, reim | 144.60 |
| NE Hlth Human Service, se | 168.00 |
| NE Law Enforce, trng | 180.00 |
| NE Public Hlth, bl al | 168.00 |
| Nem Co Clerk, ins | 1,750.00 |
| Nem Co Hospital, bl al | 340.00 |
| Nem Co Sheriff, se | 369.43 |
| Nem Co Tax, ss, fwh | 10,103.96 |



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|---------------------------|-----------|
| Nem Co Tax, nwh | 2,503.33 |
| Nutsch-Fulton, K, mi | 59.96 |
| Orscheln, su | 41.51 |
| Petersens Auto, se | 1,970.11 |
| Pitney Bowes, cont | 142.00 |
| Professional Choice, garn | 185.71 |
| Quill, su | 2,212.80 |
| Region V System, se | 847.00 |
| Richardson Co Ct, se | 17.75 |
| Rieger, Rachel, bd pr | 1,850.10 |
| Saline Co Sheriff, se | 32.00 |
| Schwindt, Garrett, se | 105.12 |
| Sec State, su | 20.00 |
| Smith-Hogancamp, atty fe | 260.00 |
| Stoneberger, C, se | 134.55 |
| Stutheit Implem, su | 46.50 |
| Text & Data, se | 1,000.00 |
| The Hartford, annt | 100.00 |
| Tincher Auburn, se | 77.80 |
| United Healthcare, ins | 14,059.74 |
| UNL IS Comm, se | 107.54 |
| Verizon Wireless, se | 152.80 |
| Vlach, Richard, reim | 79.56 |
| Waddell & Reed, annt | 25.00 |
| Weaver Merz, atty fe | 104.51 |
| West Payment, sub | 63.00 |
| Windstream, se | 1,639.00 |

Road

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|------------------------|-------------|
| Salaries | \$13,467.06 |
| AFLAC, ins | 210.20 |
| Ameritas, ret | 1,996.83 |
| Conseco, ins | 28.00 |
| Lawson Products, su | 159.94 |
| Liberty Nat'l, ins | 168.62 |
| Martin Marietta, rk | 10,677.34 |
| Medical Enter., me se | 67.00 |
| Midwest Service, su | 328.00 |
| NE Public Emp, un du | 520.00 |
| Nem Co Tax, ss, fwh | 4,007.80 |
| Nem Co Tax, nwh | 1,142.13 |
| NMC, pts, la, su | 3,167.20 |
| Orscheln, su | 122.05 |
| Powerplan, pts, la | 719.96 |
| United Healthcare, ins | 7,342.56 |
| Windstream, se | 186.38 |
| Windstream, se | 40.00 |

County Visitors

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|------------------|--------|
| Gren, Marci, se | 299.50 |
| Kruger, Mary, mi | 67.83 |

Drug Coalition

| | |
|---------------------|------------|
| Salaries | \$2,548.97 |
| Ameritas, ret | 316.42 |
| Auburn News, adv | 304.50 |
| Boeve, Ashleigh, mi | 10.20 |



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| Lynch's Hardware, su | 4.99 |
| Nem Co Tax, ss, fwh | 589.74 |
| Nem Co Tax, nwh | 177.16 |
| Osborne, Laura, mi | 20.40 |
| Pamida, su | 2.88 |
| Peru State College, se | 1,000.00 |
| The Aim Inst., se | 1,000.00 |
| Tri State Office, su | 84.99 |
| Verizon Wireless, se | 136.43 |
| Wells Fargo, me, pstg | 58.08 |
| Wells Graphics, su | 442.00 |
| Whisler, Kayleigh, mi | 10.20 |
| 911 Wireless | |
| Windstream, se | 751.19 |
| Windstream, se | 293.54 |
| 911 Emergency Service | |
| Windstream, se | 614.64 |
| Windstream, se | 240.16 |

With no further business to come before the Board of Commissioners motion by Hutton, seconded by Wittmann to adjourn at 12:30 p.m. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.

Bob Hutton, Chairman
Board of Commissioners

I, Joyce Oakley, the undersigned County Clerk of Nemaha County, Nebraska do hereby certify the foregoing minutes are true and are a part of the official records of this office. A complete copy of the minutes is available during normal business hours at the Nemaha County Clerk's office.

Joyce Oakley
County Clerk

The next meeting of the Board of Commissioners will be June 8, 2011, Commissioners Chambers, Courthouse, Auburn NE